

### **REMARKS**

1 In the Examiner's Office Action dated May 18, 2004, the Examiner objected to  
the abstract, disclosure and drawings. The abstract and disclosure have been  
amended to overcome the Examiner's objections as set forth above. The drawings  
5 have been amended to overcome the Examiner's objection as set forth in the marked up  
figure attached hereto. Formal corrections to the drawing shall be submitted upon the  
Examiner's notice of allowance of the claims.

Applicant greatly appreciates the Examiner's notice of allowance as to claims 16-  
33. With regard to claims 3-5, 9-11, 13 and 14, the Examiner objected to those claims  
10 as being dependent upon a rejected base claim. However, the Examiner indicated that  
claims 3-5, 9-11, 13 and 14 would be allowable if rewritten in independent form to  
include all of the limitations of the base claims and any intervening claims. Accordingly,  
claim 3 has been canceled without prejudice and the limitations of claim 3 have been  
15 rewritten as new independent claim 34. Claim 4 has been amended to depend directly  
from new claim 34 and claims 5, 9-11, 13 and 14 ultimately depend from independent  
claim 34. Applicant asserts that claims 4-5, 9-11, 13-14 and 34 are now in condition for  
allowance.

20 The Examiner rejected claims 1, 2, 6-8 and 12 under 35 U.S.C. § 102(b) as being  
anticipated by Woolhiser. Applicant respectfully disagrees with the Examiner's  
argument. Even though applicant believes that the claims are in condition for allowance  
as written, applicant has amended claim 1 in order to clarify claim 1 for the Examiner  
and expedite this matter. Claim 1 has been amended to clarify that the blade has a  
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1 right end and a left end. Claim 1 continues by reciting that the blade is selectively,  
1 pivotally secured to the forward end of the mounting frame about a single vertical axis  
at a position generally intermediate the right end and the left end of the blade.  
Woolhiser does not teach or otherwise suggest these limitations. Woolhiser teaches  
5 that an H-shaped frame has two forwardly extending legs. Each leg is connected to one  
end of the blade. Therefore, Woolhiser cannot possibly teach that the blade is  
selectively, pivotally secured to the forward end of the mounting frame about a single  
vertical access at a position generally intermediate the right end and the left end of the  
blade.

10 With regard to claims 2 and 6-8 of the present invention, applicant asserts that  
the limitations of claims 2 and 6-8 are not taught or otherwise suggested by Woolhiser.  
Claim 2 recites that the motor is powered by the vehicle electrical system. Claim 6  
recites that the motor is operatively connected to the blade by a clutch. Claim 7 recites  
15 that the clutch is a slip clutch and claim 8 recites that the motor is a fractional  
horsepower motor. Woolhiser does not teach a motor or a clutch system as specifically  
provided for in the aforementioned claims.

20 With regard to claim 12, the Examiner indicated that claim 12 might be more  
favorably considered if written in means plus function format. As the Examiner  
suggested, the language of claim 12 has been rewritten to invoke 35 U.S.C. § 112, sixth  
paragraph. The specification of the present invention specifically recites structure for  
selectively, adjustably connecting the motor to the blade. Applicant asserts that  
Woolhiser does not teach or otherwise suggest such structure. Accordingly, in light of  
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1 the above, applicant asserts that claims 1, 2, 6-8 and 12 are allowable over the Examiner's 35 U.S.C. § 102(b) rejection in view of Woolhiser.

5 The Examiner rejected claim 15 under 35 U.S.C. § 103 as being unpatentable over Woolhiser as applied above, in view of Davies. The Examiner argues that it would have been obvious to one of ordinary skill in the art at the time the invention was made to have mounted the blade apparatus of Woolhiser to an all-terrain vehicle. Applicant respectfully disagrees with the Examiner. There is no suggestion in either of the references that they may be combined in the manner suggested by the Examiner. Furthermore, claim 15 ultimately depends from independent claim 1. Claim 1 is  
10 allowable for the reasons set forth above. Accordingly, insofar as claim 15 depends from independent claim 1, the same is also thought to be allowable.

15 In light of the above amendments and remarks, applicant asserts that the claims are in condition for allowance. Applicant respectfully requests reconsideration and allowance of the claims.

20 No extensions of time are believed to be due in connection with this amendment; however, please consider this a request for any extension inadvertently omitted, and charge any additional fees to Deposit Account No. 502093.

Respectfully submitted,



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CERTIFICATE OF MAILING

I hereby certify that the original of this AMENDMENT for CHADRON D. MOFFITT, Serial No. 10/621,738, was mailed by first class mail, postage prepaid, to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 18<sup>th</sup> day of June, 2004.



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